

E-FILED 06/07/10
JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

EXXONMOBIL OIL CORPORATION,

Plaintiff,

v.

GASPROM INC., and DOES 1 through
50, inclusive,

Defendants.

Case No. CV-08-07259 PSG (Ex)

Hon. Philip S. Gutierrez

~~[PROPOSED]~~ JUDGMENT
NUNC PRO TUNC

Trial Date: March 9, 2010
Time: 9:30 a.m.
Ctm: 790

AND RELATED COUNTERCLAIM.

1 Following the Court's having previously granted Plaintiff ExxonMobil
 2 Oil Corporation's ("ExxonMobil") motion for summary judgment to dismiss
 3 Defendant Gasprom Inc.'s ("Gasprom") counterclaim, this civil action came on
 4 regularly for trial to the Court, a jury having been waived, the issues were duly tried, a
 5 decision was rendered and Findings of Fact and Conclusions of Law were made.

6 It is now Ordered and Adjudged as follows:

7 1. ExxonMobil shall recover from Gasprom compensatory damages
 8 in the sum of \$3,700;

9 2. Gasprom is permanently enjoined from doing any or all of the
 10 following:

11 a. proceeding further in any way with its renovation project at
 12 the service station located at 3995 E. Thousand Oaks Boulevard, Westlake,
 13 Village, California ("Marketing Premises") as contemplated by Minor
 14 Modification Permit No. SUP 2007-70257;

15 b. removing, remodeling, relocating, altering or modifying any
 16 improvements or equipment owned by ExxonMobil and located at the
 17 Marketing Premises without ExxonMobil's prior written approval; and

18 c. conspiring or collaborating with any other person to
 19 undertake any act proscribed in subsections 2 (a) and 2 (b) above;

20 3. Gasprom's counterclaim shall be dismissed in its entirety on the
 21 merits with prejudice;

22 4. ExxonMobil is entitled to recover its costs of suit from Gasprom,
 23 in the amount of \$8,963.25;

~~and,~~

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1 5. ExxonMobil is entitled to recover from Gasprom its reasonable
2 attorneys fees and expenses from Gasprom in the sum of \$ 297, 991.50;.

3 6. Nunc pro tunc to 03/26/10.

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5 Dated: 06/07/10



Phillip S. Gutierrez
United States District Judge

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9 Submitted by:

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11 Dated: March 24, 2010

JOHN M. ROCHEFORT
MARTHA S. DOTY
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13 CRAIG J. WHITNEY
14 **EXXON MOBIL CORPORATION**

15 /s/ John M. Rochefort

16 John M. Rochefort
17 Attorneys for Plaintiff/Counterdefendant
18 EXXONMOBIL OIL CORPORATION
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